



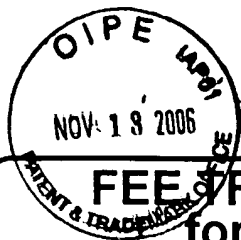
JPW-

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application No.	10/750,067
		Filing Date	December 30, 2003
		First Named Inventor	Nikolai G. Nikolov
		Art Unit	2819
		Examiner Name	Unassigned
Total Number of Pages in This Submission	23	Attorney Docket Number	6570P034

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Copy of Related Office Actions(2) Claims As they stood prior to Office Action Response/Claims as amended in Office Action Response (4).Copies of 7 Cited References. Return Postcard (2)</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Robert B. O'Rourke, Reg. No. 46,972 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	11/7/06

CERTIFICATE OF MAILING/TRANSMISSION			
I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Typed or printed name	Janece Shannon		
Signature		Date	11-7-2006



FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known

Application Number	10/750,067
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Art Unit	2819
Attorney Docket No.	6570P034

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☒ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☒ Credit any overpayments

FEE CALCULATION

Large Entity		Small Entity		Fee Description	The PTO did not receive the following listed Item(s) <u>Money order</u>	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)			
1051	130	2051	65	Surcharge - late filing fee or oath		
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.		
2053	130	2053	130	Non-English specification		
1251	120	2251	60	Extension for reply within first month		
1252	450	2252	225	Extension for reply within second month		
1253	1,020	2253	510	Extension for reply within third month		
1254	1,590	2254	795	Extension for reply within fourth month		
1255	2,160	2255	1,080	Extension for reply within fifth month		
1401	500	2401	250	Notice of Appeal		
1402	500	2402	250	Filing a brief in support of an appeal		
1403	1,000	2403	500	Request for oral hearing		
1451	1,510	2451	1,510	Petition to institute a public use proceeding		
1460	130	2460	130	Petitions to the Commissioner		
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
1806	180	1806	180	Submission of Information Disclosure Stmt		
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))		
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))		
Other fee (specify) <u>Submission of IDS prior to First Office Action</u>						0.00
SUBTOTAL (2)						0.00

SUBMITTED BY

Name (Print/Type)	Robert B. O'Rourke	Registration No. (Attorney/Agent)	46,972	Telephone	(408) 720-8300
Signature		Date	11/7/06		



Attorney's Docket No.: 006570.P034

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Nikolai G. Nikolov

Serial No: 10/750,067

Filed: December 30, 2003

For: Bytecode Modification For Testing
Debugging And/Or Monitoring Of
Virtual Machine

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Unassigned

Art Unit: 2819

Confirmation No.: 9096

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 7, 2006

(Date of Deposit)

Janece Shannon

(Printed name)

Janece Shannon

(Signature)

11-7-2006

INFORMATION DISCLOSURE STATEMENT AND NOTICE OF OTHER PENDING APPLICATION(S)

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Applicant would like to bring to the Examiner's attention the following co-pending patent application(s), which is/are assigned to the assignee of the present application, and which may be relevant to the present application:

The Applicant would like to bring to the Examiners attention an Office Action received in the following related co-pending applications, U.S. Patent Application No. 10/750,396, entitled, "Classfile Conversion Into An Organization Of Objects, and Modification Thereof, To Effect Bytecode Modification," filed on December 30, 2003 and U.S. Patent Application No. 10/749,617, entitled, "Of Modified Byte Code For Debugging, Testing and/or Monitoring Of

Object Oriented Software," filed on December 30, 2003. Applicant has provided the Examiner with a copy of the related Office Action, claims as they stood in the related application prior to the mailing of the Office Action and a copy of the claims as they were presented to the PTO in response to the Office Action.

Applicants respectfully request that the above-listed items not be printed on the face of any patent which may issue from the present application.

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability or constitutes prior art with respect to the present invention.

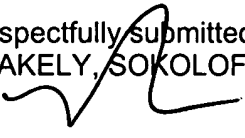
Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

- X 37 C.F.R. §1.97(b).
- 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:
- A statement pursuant to 37 C.F.R. §1.97(e) or
- A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).
- 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:
- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
 - (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Dated: 11/7/06

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP



Robert B. O'Rourke
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Los Angeles, CA 90025
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(use as many sheets as necessary)

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of

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Application Number	10/750,067
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First Named Inventor:	Nikolai G. Nikolov
Art Unit	2819
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Attorney Docket Number	6570.P034

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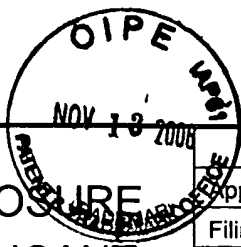
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner
Signature

Date Considered

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS.**

Based on Form PTO/SB/08A (08-03) as modified by BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP on 09/10/03.



Substitute for Form 1449/PTO

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Application Number	10/750,067
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Art Unit	2819
Examiner Name	Unassigned
Attorney Docket Number	6570.P034

Sheet

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of

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NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
.		GEOFF A. COHEN et al., "Automatic Program Transformation with JOIE", Paper, Department of Computer Science, Duke University, 12 pages	
.		ALAN SNYDER, "The Essence of Objects: Concepts and Terms", IEEE Software, January 1993, pp. 31-42, Sunsoft, Mountain View	
		Duke University, "The Java Object Instrumentation Environment", www.cs.duke.edu/ari/joie/ , last updated May 2003, printed September 28, 2006, 2 pages.	
		RALPH KELLER et al., "Supporting the Integration and Evolution of Components Through Binary Component Adaptation", www.cs.ucsb.edu/oocsb , September 9, 1997, Technical Report TRCS97-15, 12 pages	
		HAN BOK LEE, "BIT: Bytecode Instrumenting Tool" University of Colorado, Department of Computer Science 1997, 51 pages	
		MARKUS DAHM, "Welcome to the Byte Code Engineering Library 4.4.1", http://bcel.sourceforge.net/main.html , last updated 4/12/2002, 2 pages, printed September 28, 2006	
		Alphaworks, "Jikes Bytecode Toolkit: Overview", www.alphaworks.ibm.com/tech/jikesbt , posted March 31, 2000, 2 pages, printed September 28, 2006	

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Complete if Known

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Filing Date	December 30, 2003
First Named Inventor:	Nikolai G. Nikolov
Art Unit	2819
Examiner Name	Unassigned
Attorney Docket Number	6570.P034

Sheet

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RELATED PATENT APPLICATION INFORMATION

Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		NIKOLAI NIKOLOV, "Execution of Modified Byte Code for Debugging, Testing And/Or Monitoring of Object Oriented Software", Serial number 10/749,617, filed on December 30, 2003, Office Action mailed August 23, 2006. Copy of the Office Action, claims as they stood in the application prior to the mailing of the Office Action and a copy of the claims as they were presented to the PTO in response to the Office Action.	
		NIKOLAI NIKOLOV, "Classfile Conversion Into An Organization Of Objects, and Modification Thereof, To Effect Bytecode Modification", Serial number 10/750,396, Office Action mailed September 5, 2006. Copy of the Office Action, claims as they stood in the application prior to the mailing of the Office Action and a copy of the claims as they were presented to the PTO in response to the Office Action.	

Examiner
SignatureDate
Considered

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¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English Translation is attached.

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